

The Honorable Robert J. Bryan

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

LAWRENCE HARTFORD, DOUGLAS  
MITCHELL; BRETT BASS; SPORTING  
SYSTEMS VANCOUVER, INC.; SECOND  
AMENDMENT FOUNDATION, INC.; AND  
FIREARMS POLICY COALITION, INC.,

Plaintiffs,

vs.

BOB FERGUSON, in his official capacity as  
Washington State Attorney General; JOHN R.  
BATISTE, in his official capacity as Chief of  
the Washington State Patrol; JOHN GESE, in  
his official capacity as Sheriff for Kitsap  
County, Washington; CLAYTON MYERS, in  
his official capacity as Sheriff for Kittitas  
County, Washington; JOHN HORCH, in his  
official capacity as Sheriff for Clark County,  
ADAM FORTNEY, in his official capacity as  
Sheriff for Snohomish County, Washington;  
CHAD M. ENRIGHT, in his official capacity  
as County Prosecutor for Kitsap County,  
Washington; GREG ZEMPEL, in his official  
capacity as County Prosecutor for Kittitas  
County, Washington; TONY GOLIK, in his  
official capacity as County Prosecutor for  
Clark County, Washington; and JASON

NO. 3:23-cv-05364-RJB

NOTICE OF APPEARANCE FOR  
DEFENDANTS ADAM FORTNEY AND  
JASON CUMMINGS

NOTICE OF APPEARANCE FOR DEFENDANTS'  
ADAM FORTNEY AND JASON CUMMINGS - 1  
(3:23-cv-05364-RJB)

Snohomish County  
Prosecuting Attorney – Civil Division  
Robert J. Drewel Bldg., 8<sup>th</sup> Floor, M/S 504  
3000 Rockefeller Ave  
Everett, Washington 98201-4060  
(425)388-6330 Fax: (425)388-6333

1 CUMMINGS, in his official capacity as  
2 County Prosecutor for Snohomish County,  
3 Washington,

Defendants.

4 TO: Joel B. Ard, Plaintiffs' Counsel of Record; and

5 TO: The Clerk of the Court

6 PLEASE TAKE NOTICE that the above-named defendants ADAM FORTNEY, in his  
7 official capacity as Sheriff for Snohomish County, Washington, and JASON CUMMINGS, in his  
8 official capacity as County Prosecutor for Snohomish County, Washington, without waiving  
9 service or service of process, do hereby appear in the above-entitled action through the  
10 undersigned attorneys, without waiving objection to lack of jurisdiction over the person,  
11 insufficiency of process, or insufficiency of service of process or venue. This voluntary  
12 appearance does not preclude defendants' rights to challenge lack of jurisdiction, insufficiency of  
13 process, or insufficiency of service of process or venue. You are requested to serve all pleadings  
14 and other papers, except original process or venue, upon the undersigned attorneys at the address  
15 given below.  
16  
17

18 DATED this 5<sup>th</sup> day of May, 2023.

19 JASON J. CUMMINGS  
20 Snohomish County Prosecuting Attorney

21 By: s/Lyndsey M. Downs  
22 LYNDSEY M. DOWNS, WSBA #37453  
23 Deputy Prosecuting Attorney  
24 Snohomish County Prosecutor's Office  
25 Civil Division  
26 3000 Rockefeller Avenue, M/S 504  
27 Everett, WA 98201  
Ph: (425) 388-6330 / Fax: (425) 388-6333  
[Lyndsey.downs@co.snohomish.wa.us](mailto:Lyndsey.downs@co.snohomish.wa.us)

NOTICE OF APPEARANCE FOR DEFENDANTS'  
ADAM FORTNEY AND JASON CUMMINGS - 2  
(3:23-cv-05364-RJB)

Snohomish County  
Prosecuting Attorney – Civil Division  
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3000 Rockefeller Ave  
Everett, Washington 98201-4060  
(425)388-6330 Fax: (425)388-6333

1  
2 DATED this 5<sup>th</sup> day of May, 2023.

3 JASON J. CUMMINGS  
4 Snohomish County Prosecuting Attorney

5 By: s/Margaret A. Duncan  
6 MARGARET A. DUNCAN, WSBA #47876  
7 Deputy Prosecuting Attorney  
8 Snohomish County Prosecutor's Office  
9 Civil Division  
10 3000 Rockefeller Avenue, M/S 504  
11 Everett, WA 98201  
12 Ph: (425) 388-6330 / Fax: (425) 388-6333  
13 [margaret.duncan@co.snohomish.wa.us](mailto:margaret.duncan@co.snohomish.wa.us)

14 *Counsel for Defendants Adam Fortney and Jason*  
15 *Cummings*

**CERTIFICATE OF SERVICE**

I hereby certify that I am an employee of the Civil Division of the Snohomish County Prosecuting Attorney, and that on May 5, 2023, I caused to be served a true and correct copy of the foregoing document upon the parties listed by the method(s) indicated:

Joel B. Ard  
Ard Law Group, PLLC  
P.O. Box 11633  
Bainbridge Island, WA 98110  
[Joel@Ard.law](mailto:Joel@Ard.law)  
*Attorney for Plaintiffs*

☒ Electronic Filing (CM/ECF)  
☐ Email  
☐ U.S. Mail  
☐ Hand Delivery  
☐ Messenger Service

*Andrew R.W. Hughes*  
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*William McGinty*  
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*Assistant Attorney Generals*  
*For Bob Ferguson*

☒ Electronic Filing (CM/ECF)  
☐ Email  
☐ U.S. Mail  
☐ Hand Delivery  
☐ Messenger Service

I declare under the penalty of perjury of the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge.

DATED this 5<sup>th</sup> day of May, 2023.

*s/Nikki Michel*  
Nikki Michel, Legal Assistant